

ORIGINAL FILED

February 3 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. ~~AA~~10-0048

Bryan Charles Tipp
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FILED

FEB - 3 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

BRUCE LEE HAFNER,

Appellant,

v.

NOTICE OF APPEAL

STATE OF MONTANA,

Appellee.

NOTICE is given that Bruce Lee Hafner, the Appellant above-named and who is the Defendant in that cause of action filed in the Fourth Judicial District, in and for the County of Missoula, as Cause No. DC-08-82, hereby appeals to the Supreme Court of the State of Montana from the final judgment or order entered in such action on the 16th day of December, 2009.

THE APPELLANT FURTHER CERTIFIES:

1. That this appeal is not subject to the mediation process required by M. R. App.

P. 7.

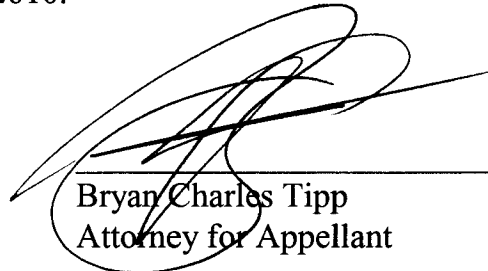
2. That this appeal is not an appeal from an order certified as final under M. R. Civ. P. 54(b).

3. That the notice required by M. R. App. P. 27 has been or will be given, within 11 days of the date hereof, to the Supreme Court and to the Montana Attorney General with respect to a challenge to the constitutionality of any act of the Montana Legislature.

4. That all available transcripts of the proceedings in this cause have been ordered from the court reporter contemporaneously with the filing of this notice of appeal. If all available transcripts have not been ordered, that Appellant has complied with the provisions of M. R. App. P. 8(3) contemporaneously with the filing of this notice of appeal.

5. That included herewith is the filing fee prescribed by statute.

Dated this 2nd day of February, 2010.


Bryan Charles Tipp
Attorney for Appellant

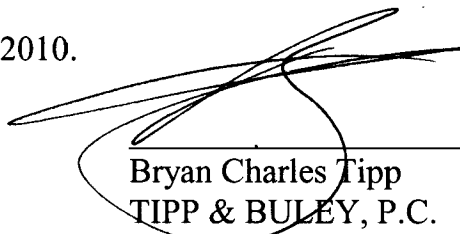
CERTIFICATE OF SERVICE

I hereby certify that I have filed a true and accurate copy of the foregoing NOTICE OF APPEAL with the Clerk of the Montana Supreme Court; and that I have served true and accurate copies of the foregoing NOTICE OF APPEAL upon the Clerk of the District Court, each attorney of record, and each party not represented by an attorney in the above-referenced District Court action, as follows:

Missoula Clerk of District Court
200 W. Broadway
Missoula, MT 59802

Suzy Boylan
Missoula County Attorney's Office
200 W. Broadway
Missoula, MT 59802

Dated this 2nd day of February, 2010.



Bryan Charles Tipp
TIPP & BULEY, P.C.
2200 Brooks St - P.O. Box 3778
Missoula, MT 59806-3778
Attorney for Appellant